Compromise Court Bill,

Senate Thus Ends Its Bitter

Six Months Battle Over

Epochal Issue

from FDR

Only Two Voices in Opposi-

tion Heard; Lewis of Illi-

nois, Against It Because It

Deprives Lower Courts of

Too Much of Their Real

Washington, Aug. 7 (AP)—The Senate ended its bitter six months court controversy to by passing a

compromise bill providing only for procedural changes in lower Federal

A substitute for the President's ori-

ginal bill, which included the enlarge-

ment of the Supreme Court if justices

over 70 did not retire, the measure

approved did not even mention the

It was passed without a record vote after a perfunctory debate.

Since the court measure was at

tached as an amendment to an unim-

portant House Judiciary bill, it will now go back to the House for its ap-proval. Little opposition was ex-

Administration spokesmen had agreed to the bill in principle, following collapse of their Supreme Court enlargement program.

Immediately after the bill's passage,

Senator Guffey, Democrat, Pensylvania, asked that his opposition be

recorded. Vice-President Garner per-

The only opposition voiced on the

floor was by Senator Lewis, Demo-

crat, Illinois. He contended the mea-

sure was unconstitutional because it

would prevent a single Federal dis-

trict judge from restraining enforce-

'marked up a half dozen minor bills."

Authority

Supreme Court.

the record.

deems invalid.

**EVEN CALLED FOR** 

RECORD VOTE NOT

**Omitting All Reference** 

To Supreme Court, Voted

ONLY DAILY NEWSPAPER PUBLISHED IN THIS SECTION OF NORTH CAROLINA AND VIRGINIA

Held in Hoax

Japanese North China Army

Being Strongly Reinforced

To Assure Huge Land Grab

# Britain Sends Strong Note To Spanish Rebels Against 'Mystery' Attack On Tanker

# ON TERUEL FRONT IS BOGGING DOWN

Government Forces Threaten to Push Salient Back in Its Very Tracks There

**NEWLY-WON AREA** BY REBELS FADES

Insurgent Officers Report Anarchist Rebellion Against Loyalist Government; British Protest Follows Report From Its Consul At Algiers

London, Aug. 7 .- (AP)-Great Britain sent a strong note today to Spanish insurgent authorities at Palma Mallorca, protesting yesterday's "mystery" plane attacks on the tanker British Corporal.

The protest followed a report from the British consul general at Algiers that the machine gun and bomb attacks "probably" were executed by anti-government aircraft.

The monoplanes of unidentified nationalities dove at the British Corporal in the Mediterranean, 30 miles northwest of Algiers, sprayed the decks with machine gun fire and dropped bombs close to the vessel.

FRANCO'S TERUEL LINES MIGHT BE PUSHED BACK

Hendaye, Franco-Spanish Frontier, Aug. 7.—(AP)—Government forces in eastern Spain threat jued today to General Francisco Franco's Teruel salient back in its tracks, Madrid-Valencia commanders reported. They said frontal and flank attacks by infantry and artillery from

the south and west of one sector of the Teruel front had gouged insurgents out southwest of Teruel, Franco's lower

An insurgent communique said the intelligence service had learned General Jose Miaja, now commander of the government's Madrid defense, junta, Madri central front, was to assume command of the loyalist army on the Aragon front northeast of Ma-

Meantime, Spanish insurgent army officers at Irun declared they had re-bellion at Albacete and other impor tant Spanish government centers. The insurgents said Former Premier Francisco Caballero, extreme socialist leader, reportedly headed the anarchist movement.

### COTTON DECLINE IS EVIDENT ONCE MORE

Futures 3 to 13 Points Off at Close With Middling Quoted at 11.24 Cents

New York, Aug. 7 (AP)-Cotton futures opened barely steady five to 13 tion has not been cancelled, lawyers points lower on hedge selling and and officials of the North Carolina the first hour, rallied to 10.74, with the whole list 4 to 9 points net lower.

bounds,	THITMMITTE	
	Open	Close
October	10.85	10.85
December	10.72	10.80
January	10.70	10.80
March	10.82	10.86
July	10.84	10.85

# Convicted Attacker Is

year-old school girl patient, was found dead this morning in his cell.

Sheriff Granville Boyle said, "I would not term it suicide until the coroner's jury has completed its investigation." He added he was not able to give the cause of death. The sheriff said he found Dr.

Greenhut dead on the prisoner's cot when the officer went to call him for breakfast this morning. He could not say sow long Greenhut had been

Magistrate Stanley Spencer, as acting coroner, summoned a jury to begin an investigation.

Dr. Greenhut was calm as he re turned to his cell late yesterday after being convicted in circuit court of a charge of statutory rape. His attorneys were preparing a motion for a new trial and to strike out the verdict, Southern Railway ... ... 29 for which the maximum penalty was Standard Oil N J ....... 68 

# INSURGENTS DRIVE Plans Fast Shaping Up For Roosevelt Welcome At Manteo On August 18

In Mayoralty Race



Jeremiah T. Mahoney

Jeremiah T. Mahoney, a former New York state supreme court justice and former president of the Amateur Athletic Union, has replaced Grover Whalen as anti-Tammany candidate for the Democratic mayoralty nomination in New York. Senator Royal S. n put forth by Tammany for the nomination, which is to be decided in Sep-

tember primary. -Central Press

Carmody's Position Looked Upon in Raleigh As Being Ridiculous

Daily Dispatch Bureau, In The Sir Walter Hotel, Raleigh, August 7—If the contract between the Johnston County Electric Membership Corporation and the Federal Rural Electrification Administrapre-bureau liquidation. December Rural Electrification Authority do not sold down to 10.70, and at the end of know what a cancelled contract is, it was pointed out today. They are unable to see any legal grounds for Futures closed steady, 3 to 13 points the contention of Administrator John ower. Spot steady, middling 11.24.

M. Carmody, of the REA in Washing-

(Continued on Page Four.)

### SLIGHT RALLY FOR STOCKS AT OPENING

Steels, Minings and Specialties Lead Market to Better Prices **During Brief Session** 

New York, Aug. 7 (AP)-The stock market joggled into a rally today behind steels, minings and specialties. While the volume was nothing to excite commission houses, gains of frac-Found Dead cite commission house, were wide-tions to two or more points were the points with the close. ly distributed at the close. Brokers said there were some short traders who wanted to get out of the market Bel Air, Md., Aug. 7.—(AP)—Dr. over the week-end. A little investment

8	the list may have alleged		
Ì	ing the past several days.		
ı	Bonds did better in spots and trans-		
ī	fers were around 350,000 shares.		
į	American Radiator 22		
i	American Telephone 170 3-8		
	American Tob B 83 3-4		
j	Anaconda 63 1-8		
i	Atlantic Coast Line 50 1-2		
i	Atlantic Refining 29		
2	Bendix Aviation 20 3-8		
į	Bethlehem Steel 99 3-4		
ă	Chrysler		
	Columbia Gas & Elec 13 3-4		
g	Columbia Gas & Elec		
	Commercial 14		
	Continental Oil 15 3-4		
	DuPont		
	Electric Pow & Light 22 1-8		
	General Electric 57 5-8		
ĕ	General Motors 58		
Ņ	Montgomery Ward & Co 63 3-8		
i	Reynolds Tob B 52 3-4		

Metts and Smith Visit Roanoke Island With Secret Service Man to Make Arrangements

**HIGHWAY PATROL TO** OFFER COOPERATION

Will Furnish Escort for President and Handle Highway Traffic; Hoey's Inaugural Marshal Will Be Special Aide to President on His Trip Here

Raleigh, Aug. 7.—(AP)—Governor Hoey said today arrangements were going forward for the reception of President Roosevelt at Roanoke Island August 18. Adjutant General J. Van B. Metts and Assistant Adjutant General Gordon Smith visited Roanoke Island this week, the governor said, along with Colonel E. W. Starling, secret service man in charge of presidential arrangements.

"Full details with reference to the route of travel which the President will make will be given after the matter has been fully determined by Washington," Hoey said.

The highway patrol will cooperate with General Metts in furnishing an escort for the President and in aiding in handling traffic on the high

Colonel Graham Hobbs, chief marshal at the inauguration of Governor Hoey, will serve as a special aide to the President under direction of Gen eral Metts. The governor said he had received a letter from Secretary of State Hull saying the government of Great Britain had been invited t have a representative at Roanoke Island when the President speaks, and that the British Embassy in Washington would indicate later whether or not the government would have an official representative at the

### E. L. CORD RESIGNS AS CONCERN'S HEAD

Rumor Relates to Reported Manipulation of Stock for Another To Get Control

Chicago, Aug. 7 (AP)-E. L. Cord resigned today as head of the corporation bearing his name and was succeeded by L. B. Manning, who has been his first lieutenant in the direction of the concern's widespread interests, an announcement by the company said.

The announcement was made a short time after Federal Judge Chas. W. Woodward issued an order restraining Cord and Morris Markin, president of the Checker Cab Company, from alleged manipulation of se-

curities on stock exchanges. The company's announcement of Cord's resignation said it followed an exchange of stocks between Cord and Manning, presumably giving Manning a dominant position in Cord corpora-

#### PLYMOUTH COMPANY STRIKE CONTINUES

Detroit, Aug. 7 .- (AP)-Representatives of the Plymouth Motor Company, of Chrysler Corporation, and of the UAWA, returned today to a con-ference that in three days has produced no indication of when the huge Plymouth plant, which employs 11,000 normally, will reopen.

## Lad Center Bel Air, Md., Aug. 7.—(AP)—Dr. over the week-end. A little investment buying also appeared on the theory cuit jury of criminal attacks on a 13-year-old school girl patient was found. The list may have added bottom durther than a place of the list may have a give religious to the list may have a gi Becomes Ill

Chicago, Aug. 7.—(AP)—Little Donald Horst was ordered to his orphanage bed with a fever today. County Judge Edmund Jarecki said he would grant temporary custody of the tot to his foster parents should they file a habeas corpus writ in their battle over the boy with his natural parents.

Neither side had taken legal steps to claim the boy, who was spirited Tuesday night from the home of Dr. and Mrs. Otto Horst by John Regan and Lybia Nelson, who claim to be his real parents.

Donald, 31-months old, has been in

(Continued on Page Four.)



Wilber Rothar, Bronx apartment caretaker, has been jailed by federal authorities who say he attempted to collect \$2,000 from George Palmer Putnam for "finding" his wife, Amelia Earhart, aviatrix lost in the Pacific. Rothar used an old scarf, which Miss Earhart lost several years ago, as proof bart lost several years ago, as proof

of his story.
(Central Press)

Southern Agriculture Chiefs Seeking Loans for Cotton Farmers on 1937 Crop

FEDERAL AID PLAN TO BE DISCUSSED

Some Form of Control Is Absolutely Essential, State Commissioner Says; Increasing Weevil Threat in State Seen by State Official

In The Sir Walter Hotel, Raleigh, Aug. 7.-Kerr Scott, com missioner of agriculture, will join with representatives of other Southern states in seeking to work out a plan for Federal aid for cotton growers. Mr. Scott, along with the secre-taries of agriculture for practically every other cotton growing state, will confer Monday with Secretary of Agriculture Henry A. Wallace and

Continued on Page Five.)

Temporary Order, Asked by Cheery, Favors State in Tax Involved

Gastonia, Aug. 7.—(AP)—Six Gas tonia taxicab operators had been temporarily restrained today by an order signed by Judge Wilson Warlick from running their taxis along the route of the City Coach Company of Gastonia.

Gregg Cherry, counsel for the petitioners, all of them State officers, said the order directed the taxicab companies to show cause in superior court at Charlotte on August 20 why the order should not be made perma-

Utilities Commissioner Stanley Winborne, along with Attorney General A. A. F. Seawell and his assistants, Harry McMullan and T. W. Bruton, are the petitioners Cherry

The bus company, Cherry said, op erates a heavy schedule between Gastonia and Cramerton, and it is alleged the taxicab firms have been invading the franchise privileges of the firm. The State is interested, Cherry said, due to possible loss in its revenue from the six per cent tax on gross receipts of the company.



FOR NORTH CAROLINA Partly cloudy tonight and Sunday, scattered thundershowers this after-

WEEKLY WEATHER South Atlantic States:: Partly cloudy weather, with temperatures near or somewhat above normal, occasional scattered afternoon thunder-



Senator Harry S. Byrd

An amendment placing a limit of \$4,000 a family unit of each home to be built under the Wagner housing act, adopted following a plea by Senator Harry S. Byrd of Virginia is declared by advocates of the act to "hamstring" it. The amendment, adopted by the senate 40 to 39, would withhold federal loans or subsidies from projects costing more than \$4,000 a

ment of the acts of Congress he It was virtually the last piece of major legislation confronting the Senate. Administration leaders confidently predicted adjournment within two weeks after the Senate has

Consideration had begun a half year ago after Mr. Roosevelt's request for as many as six new high court justices started an epochal legislative upheaval. Elsewhere in Washington, mean-

while, Elliott Kaplan, secretary of the National Civil Service Reform League, said personnel provisions of the Robinson government reorganization were "vague and contradictory." Kaplan testified at hearings on the bill by a special Senate committee.

### Capital Gossip

BY HENRY AVERILL

Daily Dispatch Bureau, In The Sir Walter Hotel, Raleigh, Aug. 7.—Raleigh has had almost a full week to ponder publication of the fact that former Governor J. C. B. Ehringhaus made a \$10,000 fee from the government for legal services, and the newest ex-chief executive hasn't yet been consigned to the "economic royalist" class - which speaks well for the popularity of Mr. Ehringhaus.

A. D. (Lon) Folger, Surry county political czar and North Carolina's Democratic national committeeman, is in Raleigh; but if he has anything particular on his mind he hasn't divulged it yet. Just keeping tab on doings in the capital and mixing with the political big wigs, it seems.

Many profess to see the fine hand

of a real publicity genius behind the action of the Wake county liquor board chairman in posting Anti-Saloon League signs in the Raleigh stores. While some commentators and editors have scored him for the action, there are others who point out that he has advertised his stores not only in Ra eigh and Wake county, but all over the United States. Those who hold the latter viewpoint contend, too, that the signs will increase sales on the well known principle that folks will usually want to do that which they are forbidden or warned not to do.

One of the fishermen who came here to complain about the co-operative fisheries said just before entering Governor Hoey's office, "I know he can't do anything about it, but we'll ten him anyhow." Another chap,

(Continued on Page Four.)

His Limit Attacked



family unit or \$1,000 a room.

# NEW DEAL'S BILLS

Even Congressmen Don't Understand Them Though They Pass Them

By CHARLES P. STEWART Central Press Columnist Washington, Aug. 7-One complaint

against New Deal legislation is recognized even by many of the administration's friends in Congress as sound.

This complaint is that its bills, as submitted to the lawmakers, are badly, confusingly drafted; they seem to have been thrown together by ama-

teurs, and, at that, in a desperate hurry. So they were, in fact. Framing a proposed new statute is a job calling for considerable technical training. A senator or representative may be wholly in sympathy with its purpose but condemn it in details, as to its fashion of expressing itself.

Wrangle Over Phraseology Now, the White House apparently has been disinclined to leave this preliminary tinkering to experts. Its policy has been to assign one or another of its "white-haired boys" to the task of preparing a desired enact-ment, and sending it, just as evolved by him, to Capitol Hill; with the mandate, "Pass this."

Thereupon congressmen, including pro-administrationists, have given the thing the "once over' and then commented, "Perhaps it's o. k., but we don't understand it." After which a long wrangle has started, not as to what the administration was trying to licenses. accomplish, but as to what its mixedup phraseology meant. Uncertainty

must be the reaction of the average individual, uneducated in fine-haired legal distinctions? What are the ultimate implications

of the Wagner act, for instance? Or the wage-hour plan? Labor itself is not agreed on that proposition. Agriculture is not sure what the farm program signifies. Housing is a problem

Workers do not like having a per-

(Continued on Page Four.)

# JAPANESE TROOPS **ARE NEAR 45,000**

Military Forces Steadily Spreading Out to Occupy Rich Region to Be Seized

PEACE IMPOSSIBLE, ATTACHE DECLARES

All Japanese Nationals Ordered to Evacuate Hankow Leaving Administration to Chinese Authorities; Japs Fear for Citizens in Central China

Peiping, China, Aug. 7.—(AP)—Ja-pan's North China war machine, strengthened by 15,000 new troops in the Tientsin area, was estimated to. day by informed Asiatic observers to total 45,000 men, massed in the rich region apparen'y destined to con & under full Japanese sway.

Reliable reports said the 15,000 new troops arrived in Tientsin recently to reinforce the Japanese military forces steadily spreading out northwest and south through Hopeh province, center of the vast area Japan intends to

Army reinforcements came as Japan disarmed the Chinese police of Peiping and Japanese nationals were allowed to leave their embassy compound where they sought sanctuary when the Sino-Japanese trouble An attache of the Japanese Embas-

sy declared, however, Japanese would be required to return to the compound at night after transacting their customary affairs during the day.

The embassy attache told the Associated Press "peace is impossible in the Peiping area while central (Nanking) Chinese troo the vicinity of Hankow Pass, near the Great Wall, and maintain a challenging attitude toward the Japanese

ALL JAPANESE ORDERED

TO LEAVE HANKOW CITY Hankow, China, Aug. 8.—(AP)-Japanese naval and consular officials today ordered complete evacuation of all Japanese in this important commercial city, an international treaty port at the confluence of the Yangtze

(Continued on Page Eight.)

### DRIVER IS HELD IN ABDUCTION OF BOY

Fred Ewart Tells Conflicting Stories
About Seizure of Horst Lad
In Chicago

Chicago, Aug. 7.—(AP)-Fred Ewart, 35, a former convict, was held by the police for questioning today in the abduction of Donald Horst, two. Meanwhile, the child's natural and foster parents studied legal maneuvers to win custody of the boy.

Missing since Donald's real parents tore him from the arms of his foster mother last Tuesday, Ewart was seized shortly after midnight at the home of a brother. Police Sergeant Frank Janousek said Ewart first told him he had driven the car during the abduction "as a favor," but later said he merely had borrowed it. Ewart declined to make a formal statement. "I won't talk until I get a lawyer," the officer quoted him.

## Applicants **ToBarFace** Long Wait

Raleigh, Aug. 7.—(AP)—The 189 persons who took examinations here this week seeking admission to the North Carolina Bar, must wait until around August 29 to find if they get

Henry London, secretary of the board of examiners, said a recess until August 27, was taken by the exam-If specialists at lawmaking are in iners late yesterday when it was such a state of uncertainty, what found it would be impossible to finish grading all the papers at this sitting, on account of the large number of ap plicants and the resulting increase in

the volume of papers.

Judge L. R. Varser, of Lumberton, chairman of the board, announced, however, "the board is sufficiently advised to feel very much gratified at the very fine character of the papers generally, and it is likely that the percentage of those passing will exceed that of any previous examination given by this board."